

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

NOTICE OF MOTION

CAROLINE MAYORGA ON BEHALF OF HERSELF
AND ALL OTHERS SIMILARLY SITUATED,

Case No.:

PLAINTIFF,

for the miscellaneous action
to quash subpoena in the
United States District Court
for the Western District of
New York .

vs.

FIRST RESOLUTION INVESTMENT
CORPORATION, SHARINN & LIPSHIE, P.C.,
CHRISTOPHER VOLPE, RONALD LIPSHIE,
HARVEY SHARINN, ANGEL PAGE, JOHN DOES
#1-10,

Case No.:
12-CV-00587-DLI-VVP
Currently pending in the
United States District Court
for the Eastern District of
New York.

DEFENDANTS,

MOTION BY:

Dubin & Dubin LLP by and through its attorneys.

DATE, TIME
AND PLACE OF MOTION:

On _____, 2013,
at _____ a.m./p.m. or as soon thereafter as
counsel can be heard, before Hon. _____
United States District Court, Western District of New York, 2
Niagara Square, Buffalo, New York 14202-3498

SUPPORTING PAPERS:

Supporting Affidavits of Troy S. Flascher, Esq., Robert
Dubin, Esq., with attached exhibits, and Memorandum of
Law.

RELIEF REQUESTED:

An Order pursuant to Fed.R.Civ.P. 45(c)(3)(a) quashing the
non-party subpoena duces tecum issued to Dubin & Dubin
LLP together with such other and further relief as the Court
deems just and proper.

ANSWERING PAPERS:

To be served in accordance with the Court's directive, and,
pursuant to Fed.R.Civ.P. 6(c)(2), at least seven days prior to
the return date for oral argument.

DATED: Buffalo, New York
May 15, 2013

By:



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